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AMENDMENT TRANSMITTAL LETTER

Docket No.
SPINE 3.0-2678Application No.
10/004,969Filing Date
December 3, 2001Examiner
P. PhilogeneArt Unit
3732

Applicant(s): Stephen Bresina

Invention: APPARATUS FOR FUSING ADJACENT BONE STRUCTURES

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TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

TECHNOLOGY CENTER R3700

CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	22	- 22 =		x	0.00
Independent Claims	4	- 3 =	1	x 86.00	86.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					86.00

☒ Large Entity☐ Small Entity☐ No additional fee is required for this amendment.☒ Please charge Deposit Account No. 12-1095 in the amount of \$ 86.00.
A duplicate copy of this sheet is enclosed.☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.
Raymond W. Augustin
Attorney Reg. No.: 28,588

Dated: December 8, 2003

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 8, 2003

Signature:
(Raymond W. Augustin)



Docket No.: SPINE 3.0-2678

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re Patent Application of:
Stephen Bresina**

Application No.: 10/004,969

Filed: December 3, 2001

For: APPARATUS FOR FUSING ADJACENT
BONE STRUCTURES

Group Art Unit: 3732

Examiner: P. Philogene

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

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TECHNOLOGY CENTER R3700

Dear Sir:

In response to the official action mailed September 17, 2003, applicant submits the following amendments and remarks.

12/12/2003 SSESHE1 00000002 121095 10004969

01 FC:1201 86.00 DA

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(Raymond W. Augustin